

3 third line of said section, the following: “, viaducts, underpasses,
4 grade crossing separations and approaches thereto, not constructed or
5 maintained by any railroad company under the provisions of Chapter
6 three hundred five (305), code, 1935”.

1 SEC. 2. That section fifty-eight hundred seventy-five (5875), code,
2 1935, be amended by adding thereto the following: “They may use
3 the bridge fund for the construction, reconstruction, maintenance or
4 repair of viaducts, underpasses or grade crossing separations, and
5 approaches thereto, except those constructed and wholly maintained
6 by any railroad company under the provisions of chapter three hun-
7 dred five (305), code, 1935.

1 SEC. 3. That section fifty-eight hundred seventy-six (5876), code,
2 1935, be amended by inserting after the word “bridge” in line 3
3 thereof, the following: “, viaducts, underpasses, grade crossing sep-
4 arations and approaches thereto, except those constructed or recon-
5 structed under the provisions of chapter three hundred five (305),
6 code, 1935”, and by eliminating from line 5 thereof the following:
7 “after the completion of the work,”.

1 SEC. 4. That section fifty-eight hundred eighty (5880), code, 1935,
2 be amended by substituting a comma (,) for the period (.) following
3 the word “bridges” in line 8 thereof, and inserting thereafter the fol-
4 lowing: “viaducts, underpasses, grade crossing separations and ap-
5 proaches thereto, but not including those constructed under the pro-
6 visions of chapter three hundred five (305), code, 1935.”

Approved May 3, 1939.

CHAPTER 159

STREET IMPROVEMENTS

H. F. 76

AN ACT to amend section six thousand three (6003), code, 1935, relating to the construction and repair of street improvements and sewers, and contracts therefor, in cases where cost of material only is to be assessed and where materials and improvements when completed must be approved and accepted by the city.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section six thousand three (6003), code, 1935, be
2 amended by adding at the end of said section the following:

3 “Provided, that in any contract for the construction or repair of any
4 street improvements or sewers where the cost of materials only is to be
5 assessed and the materials to be used and the improvements when
6 completed are to be approved and accepted by a representative of the
7 city, such provision for keeping such improvement in good repair shall
8 not be required.”

1 SEC. 2. This act being deemed of immediate importance, the same
2 shall take effect upon its publication in The Iowa Unionist, a news-

3 paper published in Des Moines, Iowa, and The Iowa Bystander, a
4 newspaper published in Des Moines, Iowa.

Approved April 10, 1939.

I hereby certify that the foregoing act was published in the Iowa Unionist, Des Moines, Iowa, April 26, 1939, and the Iowa Bystander, Des Moines, Iowa, April 13, 1939.
EARL G. MILLER, *Secretary of State.*

CHAPTER 160

TRACKLESS-TROLLEY AND MOTOR-DRIVEN CITY PASSENGER BUSES

H. F. 391

AN ACT to amend section six thousand fifty-one-c one (6051-c1), code, 1935, relating to paving, repaving, constructing, reconstructing, resurfacing, repairing, or maintaining streets or thoroughfares over which street railways or passenger carriers operate trackless-trolley passenger busses or self-propelled motor-driven passenger busses over fixed routes wholly within cities under the commission form of government having a population of one hundred twenty-five thousand or over; imposing license fees or taxes therefor on said street railways or passenger carriers so operated; providing for the payment of such license fees or taxes for the paving, repaving, constructing, reconstructing, resurfacing, repairing, or maintaining the streets and roadways over which any such street railways or passenger carriers shall operate such trackless-trolley passenger busses or self-propelled motor-driven passenger busses, and for the reconstruction, repair, servicing, and maintenance of sewers and catch basins serving said streets and roadways; providing that the license fees or taxes so imposed shall be in lieu of all other taxes or license fees, general, special or local, except motor vehicle fuel license fees and motor vehicle fees on self-propelled motor-driven passenger busses levied by the state, to which such motor driven passenger busses or trackless-trolley passenger busses may be subject, and shall also be in lieu of all special assessment taxes for the paving, repaving, constructing, reconstructing, resurfacing, repairing, or maintaining the streets and roadways over which said busses are operated or for the construction, reconstruction, repair, or maintenance of sewers serving said streets or roadways; and repealing all laws or parts of laws in conflict herewith.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section Six Thousand Fifty-one-c one (6051-c1), Code,
2 1935, is hereby amended by adding thereto the following:
3 (1) Every street railway or passenger carrier operating trackless-
4 trolley passenger busses over fixed routes wholly within cities under
5 the commission form of government having a population of one hun-
6 dred twenty-five thousand or over shall pay into the city treasury an
7 annual license fee or tax in quarterly installments beginning April 1,
8 1940, for the purpose of paving, repaving, constructing, reconstruct-
9 ing, resurfacing, repairing, or maintaining the streets and roadways
10 over which said busses are operated, and for the reconstruction, re-
11 pair, servicing and maintenance of sewers and catch basins serving
12 said streets and roadways as follows:
13 For each trackless-trolley passenger bus having
14 forty-five (45) or less passenger seats.....\$65.00 per annum
15 For each trackless-trolley passenger bus having
16 more than forty-five (45) passenger seats.....\$85.00 per annum
17 The proceeds of collection of said tax or license fee and of the
18 further license fee or tax provided for by paragraph two (2) hereof
19 shall be used for no other purpose than for the paving, repaving, con-